

UNITED STATES PATENT AND TRADEMARK OFFICE

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PAT. & T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte RICHARD ARTHUR HALAVAIS
and
TONY CHENG-TONG CHUNG

Application 09/295,577

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on March 21, 2003. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

On November 18, 2002, a Reply Brief (Paper No. 15) was filed in response to the Examiner's Answer mailed September 10, 2002 (Paper No. 14). A paper entitled "Appeal Brief (Corrected)" was also filed on November 18, 2002 (no paper number given). There is no indication in the record of whether or not the examiner has considered the "Appeal Brief (Corrected)" nor has

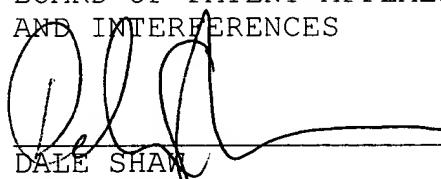
the paper been physically entered on the Contents page of the application file.

Accordingly, it is

ORDERED that the application is returned to the examiner for:

1. consideration of the "Appeal Brief (Corrected)";
2. notification to appellants regarding such consideration;
3. physical entry of the "Appeal Brief (Corrected)" onto the Contents page of the application file as Paper No. 15 $\frac{1}{2}$; and
4. for such further action as may be deemed appropriate.

BOARD OF PATENT APPEALS
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